

## Minutes of the Public Safety Committee Meeting – April 29, 2019

**Members Present:** Phil Wedekind, Tom Kolb, and Mike Plautz. **Others Present:** Tom Pinion, Mayor Palm, Fire Chief K. Stieve, Atty. Emily Truman, Wade Peterson, Tony Gilman, Mary Hultman, Jessica Bergin, Carey Kipp, and Ben Bromley.

**Call to Order** - Committee Chairman Phil Wedekind called the meeting to order at 1:00 P.M. at Baraboo City Service Center. Compliance with the Open Meeting Law was noted. It was moved by Kolb, seconded by Plautz to approve the agenda as posted. Motion carried unanimously. It was moved by Plautz, seconded by Kolb to approve the minutes of the March 4, 2019 meeting. Motion carried unanimously.

### New Business

- a. Review and recommendation to close Oak Street, between 2<sup>nd</sup> and 5<sup>th</sup> Streets, and 3<sup>rd</sup> and 4<sup>th</sup> Streets/Avenues, between Broadway and Ash Street for a Special Event – “Fair on the Square”, on May 11<sup>th</sup> from 6AM to 5PM, sponsored by Downtown Baraboo, Inc. – Engineer Pinion presented background to the Committee regarding charges to Special Event application. It was moved by Kolb, seconded by Plautz to approve the request as presented. Motion carried unanimously.
- b. Consider designating two additional Handicap Parking Stalls on the north side of 4<sup>th</sup> Avenue in front of Baraboo Public Library – Pinion presented background to the Commission. After a brief discussion, Kolb moved, Plautz seconded to approve designating two additional Handicap Parking Stalls on the north side of 4<sup>th</sup> Avenue in front of the Library as requested. Motion carried unanimously.
- c. Consider revising Section 7.09(3)(f)(1) of the Traffic Code to convert the westerly four of the existing twelve 8-hour parking stalls on the north side of 4<sup>th</sup> Avenue between Broadway and Birch Street to 30-minute stalls and the remaining eight 8-hours stalls to 2-hour stalls – Kolb moved to convert the westerly four of the existing twelve 8-hour parking stalls on the north side of 4<sup>th</sup> Avenue between Broadway and Birch Street to 30-minute stalls and the remaining eight 8-hour stalls to 2-hour stalls as requested. Plautz seconded the motion. Motion carried unanimously.
- d. Consideration of Asbestos Abatement Proposals for 314 Depot Street – Pinion presented background. He said a request for proposal was sent to five contractors, two proposals were received. He said it was Staff’s recommendation to award the proposal to Dirty Ducks Cleaning. It was moved by Kolb, seconded by Plautz to award the contract to Dirty Ducks Cleaning in the amount of \$10,885.00. Motion carried unanimously.
- e. Update on status of effort to convert existing shared private driveway between Elizabeth and Camp Streets, from 2<sup>nd</sup> Street to 4<sup>th</sup> Street, to a public alley right-of-way and discuss the scope of a future alley reconstruction project – Pinion presented a detailed background regarding this matter. He said after a very long time, all 17-property owners have signed Quit Claim Deeds, this can now be dedicated as a public alley and public funds can be spent. He stated that the reason this is on the agenda is because this area does get periodic flooding. He said that he has spoken with property owners informally and has indicated that if there is a storm sewer extension there, if one can actually be placed there, and if it can be done, according to the City’s assessment policy, this would be a public improvement, and the cost would be assessed 100% to the benefitting property owners. Kolb felt that flooding event will become more frequent and those properties will be under water. He feels that the Stormwater Utility was created to fix problems like this. He said that he does not see a problem in using the Stormwater Utility to fix the problem. After a lengthy discussion, Pinion said that this could not be done from the Utility in 2019; however, because it will be determined as a public alley it will be patched. He said he will put together a resolution, formally accepting the Quit Claim Deeds as public right-of-way, and will have a report as to whether the City can serve it.
- f. Review All-Way Stop Control Warrant Analysis for the 5<sup>th</sup> & Oak Intersection – Pinion gave background for this stop sign. He said that from the technical side the stop sign is not warranted; however, if the Commission feels compelled to and really believe one is needed, from qualitative standpoint, the Commission could rule that way. Kolb asked if interim steps to try to better control traffic, such as speed bumps, etc. before a stop sign. Plautz’s concern is Nanny Park, because there is not a fence around it; therefore, he would be in favor of installing a 4-way stop sign. Jessica Bergin addressed the Committee saying that she lives close to the park and visits the park several times per week. She said that she has had several near accidents with her children. Chief Schauf said it is a short distance between stop signs, and when on foot, traffic is perceived to be going faster than actual speed. He said one of the biggest challenges as a police officer is that they deal with failure to yield from a stop sign and two more signs will be added. Therefore, the argument is that a 4-way stop will make people feel safety, but he hopes it does not give a false feeling and people will be running the stop sign. Pinion said another side effect of putting stop signs in where they never were is that people lose time and try to make up time between stop signs. It was stated that an increase in foot traffic at this intersection because of Coffee Bean Connection and other businesses pushed out

to this area. It was moved by Plautz, seconded by Kolb to install a 4-way stop at the intersection of 5<sup>th</sup> and oak due to concern for public safety. Motion carried 2-1, Wedekind voting no.

- g. Consideration of a proposed amendment to Section 9.03 of the General Code of Ordinances, Throwing or Shooting of Arrows, Stones and Other Missiles – Chief Schauf that as the Code is writing now, it does not allow any exception to throwing of missiles, anything that may leave one's property. He said that there is a group that has approached the Library to do an educational mini rocket launch. He said what the change in the Code would allow the Chief of Police to authorize an organization to have an event like this for educational purposes where people would be able to launch a toy rocket. Kolb questioned what parks would be allowed. Schauf said that it would be allowed in any of the main City parks; however, they would have to have permission from him to do so. Schauf said that precautions would be done before the event, similar to fireworks. He said part of the conversation has been with the Airport, if something were going to go more than 200-300 feet, there would be restrictions; the glide path for the airport is 400 feet. Schauf the goal for this is for educational purposes. Kolb moved, Plautz seconded to approve the proposed amendment as presented. Motion carried unanimously.
- h. Consideration of an Automatic Aid Agreement with Delton Fire Department – Chief Stieve presented the background for this item to the Committee. He said that he had City Attorney Truman review the Auto Aid Agreement and she made some slight changes. Chief Stieve requested a compromise that the Committee try the agreement for one year and review it after that, with Delton Fire Department where the City would get a Tender in the rural area and an Engine in the Municipal area, so it would be the City and West Baraboo, and then the City would provide an Engine for the Village, Ho-Chunk, and the Airport, and also a Tender for the Town of Delton, and a small portion of the Town of Dellona. Attorney Truman gave a presentation of the documents and an explanation of how they were drafted and the implementation of said agreements. . Kolb said that the one thing he would like to see changed is that the Committee review the agreement one year after the signing of the agreement. After a lengthy discussion, Kolb asked if the changes requested were to be part of the motion. Attorney Truman said that they could be part of the motion or she took notes as discussion went along; therefore, the agreement with the changes as amended would be on the Council agenda. Kolb then verified the requested changes as being review by the PSC, and the other being review after one year. Kolb moved to move forward with the Automatic Aid Agreement with Delton Fire Department providing that the two conditions listed be met. Plautz seconded the motion. Motion carried unanimously.
- i. Review and approval of monthly Billing Adjustments/Credits for Sewer and Water Customers for March 2019 – Peterson gave reasons for credits and adjustments. It was moved by Kolb, seconded by Plautz to approve as presented. Motion carried unanimously.

## **Reports**

- a. Street Superintendent's Report – Gilman said that a lot was spent in March patching roads, and that a new material, a little more expensive was used on select areas in town, such as 8<sup>th</sup> and Broadway, 2<sup>nd</sup> Avenue, by Island Court. He said it seems to be holding better. Street sweeping is continuing. He said the department has been helping Parks with tree and stump removal, He said in April two sweepers have been working non-stop, and leaf vacs were out earlier than planned. The compost/brush area was discussed regarding non-residents emptying at the location. He said that the Police Department have been catching non-residents and turning them away. Gilman said that he is working on solutions. Salt usage as discussed. Pinion said that the City has already submitted a request to participate in the State Bid for salt, which will save money, and are waiting to hear back regarding eligibility. Gilman then presented the recycling program to the Committee. He said that Waste Management has sent out a flyer that what the City has been telling residents to do is not what they have been requesting of us. He said that in order for the City to do what Waste Management is requesting, it would require Code Ordinance changes. He said Waste Management is going to "no bag" policy; they want all recycling loose within the container. He said that the current ordinance specifically states that all recycling materials are to be placed in a clear plastic bag. Kolb asked if Attorney Truman was on board to make the changes, and it was stated that it has not gotten that far as of yet. Gilman said that Waste Management has 11x17 sheets of labels that are stuck to carts within the new changes and he is trying to request a supply for the City to use also. Kolb said the changes should go into the next Newscape. Pinion said that the City does want to promote recycling because it does save money; however, if compliance is not met the loads will be rejected and charged as trash, go into the landfill, and cost the City more money.
- b. Street Superintendent's Report – Peterson said that the Biosolids project was finalized and invoices will be sent to the outlying customers for their portion. He said that part of the Biosolids project was that MSA and Eugene Doro gave a presentation at the Wisconsin Rural Water meeting in LaCrosse and they have been invited to do another presentation in October in Green Bay at WWOA Conference. He said sewer crews were out cleaning mains, and at this time have about ten

miles of main completed. He said the Water Utility is just starting to get into major maintenance. He said that Rob Klein was noted for a lifetime achievement award at the Rural Water Conference. Peterson said that the auditors were in the first week in April and it went very well. Peterson presented the results of the 2019 Wisconsin Surplus Auction and stated that they did very well.

- c. Police Chief's Report – Chief Schauf stated that it is not it does not apply in Wisconsin; however, there was a recent Appellate Court decision about use of chalking tire, and whether or not municipalities can do this. He said that it does not affect the City not, but it could in the future. Plautz asked if the Fourth Amendment was Search and Seizure, and Schauf asked in the affirmative. Schauf said that judges rules that even though the officers are not seizing anything, the action of placing chalk on the tires is in an attempt to complete a law enforcement seizure for when they violate in giving them a ticket. Schauf said that a new officer, Ian Carroll is in field training at the time. He said another officer will be starting in mid-June, and he is working on one more position being filled. He said that two promotions are being working on Detective Sargent and School Resource Officer. Schauf gave a brief report regarding recent Mental Health Committals. Schauf then said that the week of May 12 is National Police Week, and new officers will be sworn in at the May 14 Council meeting.
- d. Fire Chief's Report – Chief Stieve said that second interviews for the Assistant Fire Chief/Training officer will take place tomorrow. He said that there was one resignation, with time restraints being noted as the issue. He said that three people have completed the on-line Fire Op 1 certification class and have passed their written test, and will do their practical May 5 and another on May 21. Three people completed Fire Officer II class, and successfully completed the written exam and will have their practical on May 21. He said three people in the process of completing Fire Inspector I classes. He said that the advertisement for the Building Inspector/Fire Inspector/On-Call Paid Firefighter position would go out soon with potential hiring in early summer.

**AJOURNMENT** – It was moved by Plautz, seconded by Kolb to adjourn at 2:13 p.m. Motion carried.

Respectfully submitted,

Phil Wedekind, Chairman